

November 28, 2016

PRESENT: Rusty Bridle, Chairman  
Jim Waddell, Vice-Chairman  
Rick Griffin, Selectman  
Phil Bean, Selectman  
Regina Barnes, Selectman  
Frederick Welch, Town Manager  
Mark Gearreald, Attorney

## SALUTE TO THE FLAG

### I. Public Comment Period

Sarah Lang, Acadia Avenue: potential four way stop sign and speed bump at Acadia, Bonair and Thorwald; public safety hazard; only 2 way stop sign; 3 car accident; elementary school bus stop at intersection.

Betty Moore, Ocean Boulevard: invite community to an Open House on December 4, 2016 from 1-3 at the Hampton Historical Society, will have refreshments, exhibits and possibly a visit from Santa.

### II. Announcements and Community Calendar

Selectman Waddell: hope everyone had Happy Thanksgiving; Christmas Tree lighting at the Town square on December 2, 2016 at 6PM; food and refreshments; horse drawn wagon

Selectman Griffin: article in paper this week and how poorly attended the Veterans presentation was; Stated in the article no one was there representing the Town, which is not true as he and Selectman Waddell attended.

Selectman Bean: commend the American Legion they do a great job, these things are important to attend.

Chairman Bridle: Hampton Christmas Parade is December 3, 2016 at 1PM; will shut down Route 1 around 12:15; try local restaurants; will video from Channel 22; entertainment; great time had by all and a visit from Santa.

### III. Consent Agenda

### IV. Approval of Minutes (12:35)

#### 1. November 07, 2016 Public Session

Selectman Barnes MOTIONED to APPROVE the Minutes of November 7, 2016 Public Sessions as submitted SECONDED by Selectman Waddell.

VOTE: 5-0-0

Note: Draft minutes are subject to corrections, additions and deletions.

2. November 14, 2016

Page 10: Move the Motion to seal minutes after the sentence where the Board enters back into the Public Session.

Selectman Griffin MOTIONED to APPROVE the Minutes of November 14, 2016 as corrected submitted SECONDED by Selectman Bean.

VOTE: 5-0-0

V. Appointments (13:00)

3. Hampton School Board SAU 90 – Leslie Shephard, Ginny Bridle Russell, Peppa Ring, Frank Deluca, Kathleen Murphy, Superintendent

a. Academy Renovations

Ms. Shephard: we are going forward with the renovations with a Warrant Article; it is \$25,900,000; the facility is outdated and does not meet the kid's needs; urge people to ask questions; major renovation.

b. Safe Routes to School

Ms. Russell: had safe route committee and found that the intersections in Town going to school need work; need to pay attention especially to Centre School; sidewalks and crosswalks at Hampton Academy; address intersection at High Street and Mill Road; hoping Selectmen will work with the Board in securing funds; make Hampton safer place to walk.

Ms. Ring: the crosswalk at Ross Apartment area is a problem; big concerns.

Ms. Russell: parents need to slow down; work together and make it safer for children to go to school.

Chairman Bridle: we had someone talk to us about the school speed limit along Winnacunnet Road, about lengthening out to get it past My First School.

c. Article 36

Ms. Shephard: last year in the Town warrant Article 36 which passed overwhelmingly, to convey the Arnold Property and Martel Property to the school district if the renovation passed, but the renovation did not pass, so hoping you will put that on the warrant again this year.

Chairman Bridle: we have that in our draft warrant

d. Cable Channel

Superintendent Murphy: we are appreciative of the Board identifying our needs and allocating \$67,000; it will help us grow our station; working together to grow both channels; capacity for talented staff; advertise events on both stations.

Selectman Waddell: get together with both groups; stay with same equipment; more communication between channels.

Superintendent Murphy: would you suggest we have representative.

Selectman Waddell: we have John.

Chairman Bridle: your replacement with C-Net; our cable people are looking into this.

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Superintendent Murphy: could not get the Nexus system replaced, so we had to go to that.

Chairman Bridle: having your own studio with the renovations.

Selectman Griffin: like the idea about having a representative going to both meetings.

Selectman Bean: thank you school Board; addressing the issues in Concord.

Superintendent Murphy: attended legislative forum in Exeter; told by a number of legislators there would be some bills in session on school building aid; have submitted an application for the building aid money.

Selectman Waddell: I support what you have been talking about; need to move forward; students like to walk, but have unfriendly pedestrian area.

Selectman Barnes: I agree with Jim; go for it, we need to figure out our priorities and go after the aid for that.

Superintendent Murphy: we will be there with our voices to be heard; we will be able to spread the needs in Hampton; price tag is a lot, but going with 25-year bond, which will bring down the cost.

e. Scheduling of Photo Shoot for Annual Report Cover - Town Clock

Chairman Bridle: we thought the appropriate thing is for the clock; work with Christina and come up with date; make excellent cover for the Town Report

4. Chief Sawyer, Police Department & Master Sgt. Bill Paulino, Ret, Marine Corp (36:50)  
a. Wreaths across America

Chief Sawyer: Bill serves as staff NCO with the WHS High School Marine Corp. Junior ROTC Program; event is December 12, 2016 in front of the Legion Post on High Street

Mr. Paulino: non-profit organization that begins a journey from upstate Maine ending at Arlington National Cemetery where they place wreaths on all the gravestones; will also honor some first responders.

Chief Sawyer: hoping they come in by 1:00; come in from North Hampton Route 1 to Winnacunnet Road to Mill Road and onto High Street; 12-20 full size tractor trailer units, plus private vehicles with the wreaths; will be shutting down Dearborn to Mill Road on High Street; coordinating with the schools bus routes.

Selectman Bean MOTIONED to give permission to shut down and detour routes for Wreaths across America on December 12, 2016 SECONDED by Selectman Griffin.

VOTE: 5-0-0

Chief Sawyer: would like to read the proclamation you prepared for this into the record:

The proclamation Wreaths Across America whereas the Town of Hampton has always honored the sacrifices of the men and women in the Armed Forces of the United States of America,

And, whereas, Wreaths Across America was formed to make sure that we remember the blood sacrifices of the members of our Armed Forces in securing Freedom and Liberty for our fellow Americans

And whereas, Wreaths Across America seeks to honor our fallen patriots by the proper declaration of their final resting places during Christmas of each year

And whereas, Wreaths Across America has honored the Town of Hampton, NH by visiting our community, conducting ceremonies in remembrance of the Hampton and NH military heroes of our armed forces

and whereas, we the people of Hampton, NH wish to express our sincere gratitude to Wreaths Across America for their great efforts, often at personal sacrifice in rededicating all of us to the final sacrifices made by our fellows in securing our freedom, and whereas, the people of Hampton wish that the sacrifice of so many in our Armed Forces never be forgotten through the efforts of Wreaths Across America.

Now therefore, we the Board of Selectmen of the Town of Hampton do hereby proclaim the month of December to be Wreaths Across America month for the honors that they give to our military heroes.

In testimony whereof, we have here unto set our hands this 14<sup>th</sup> day of November in the year of our Lord 2016 in the 378<sup>th</sup> year of the corporation of the Town of Hampton, the 337<sup>th</sup> year of the founding of NH and the 240<sup>th</sup> year of independence of the United States of America.

It is signed by Russell D Bridle, Chairman; James A. Waddell, Vice Chairman; Richard P. Griffin; Phil W. Bean; Regina M. Barnes, Board of Selectmen.

Chairman Bridle: thank you for all you do for us in Town

5. Kristi Pulliam, Finance Director (43:00)

a. Monthly Financials

Director Pulliam: monthly financials for October; target 83.33%; total month's income \$662,954 of that total motor vehicles @ \$291,300 over target; interest on taxes @ \$6,714; building permits @ \$27,478; highway subsidy @ \$88,789; State water pollution @ \$100,075; other State revenue @ \$63,538; departmental income \$47,357; parking lots @ \$2,528; Rye sewer agreement @ \$16,234; other dividends @ \$2,884; donations @ \$6,612; real estate trust @ \$36,079. Expense summary were @ 78.8% under target; overall departments are running under target; Town manager supplies and expense @ 125%; Town clerk @ 83.19%; MIS @ 71.4%; staff development over @ 121%. Legal department under target; cemeteries under target; parking administration @ 105.36%; police department @ 81.47%; fire department @ 78.02%; hydrants @ 97.03%; DPW @ 75.53%; mosquito control 93.2%; welfare @ 74.46%; culture & recreation @ 73.18%; patriotic purposes @ 114.73%. The 2015 encumbrances are 91% expended; recreation fund \$164,006; cable committee fund balance \$176,753; private detail \$124,815; EMS \$428,122; water assistance development charge \$169,477.

Selectman Barnes: \$1,092,364 under target by, anticipate that the number will go down.

Director Pulliam: I am sure it has already changed; do expect it to drop

Selectman Waddell: important for people to realize that you do this every month and it is posted online every month; transparent; well done. Director Pulliam: once we do the November financials, it is monitored on a weekly basis.

Chairman Bridle: the EMS fund figure is the potential, which includes money that can potentially come in. Director Pulliam: yes.

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Chairman Bridle: there are many ambulance calls that get written off due to lack of payment; it fluctuates

6. Brian McCain, Cable Committee (51:50)

a. Replace outdated equipment

Mr. McCain: a lot of our equipment is 10+ years old and needs replacement; data video portable switcher, high definition recorder, camera controllers and tri-pods, and a powered mixer; need new HD cables.

Selectman Waddell: this was all put out to bid and you have three quotes on each one. Mr. McCain: yes.

Selectman Waddell: talking about going high-definition, you want to upgrade the system; how many meetings do you do. Mr. McCain: yes; over 200 per year.

Selectman Barnes: so \$11,400 will come out of the cable fund. Mr. McCain: yes, with cables would be \$11,902.

Selectman Bean: this does meet the requirements of the purchasing policy. Mr. McCain: it does.

Selectman Griffin: do you have any feeling working with channel 13 people. Mr. McCain: we have no problem working with John; have had a communication problem with getting a hold of him; we will get it straightened out.

Selectman Griffin MOTIONED to APPROVE \$11,902 for the replacement of outdated equipment SECONDED by Selectman Waddell.

VOTE: 5-0-0

b. Replace audience chairs in Selectmen's room

Mr. McCain: the chairs are old; gray area whether the cable committee should pay for these; uniform chairs; more comfortable chairs; quotes from \$40-\$100 per chair.

Chairman Bridle: these are quotes for the purchase of single chairs, should be able to get a better price by ordered 40-50 chairs; I am in favor of the concept; we need to put out to bid. Mr. McCain: I capped it at \$5,000.

Chairman Bridle: as you mentioned there are 200 meetings here and we only have around 48 of them, many other organizations use this room.

Selectman Griffin: before you order chairs make sure you sit in them.

Selectman Waddell MOTIONED to APPROVE going out and get the bids for replacement of audience chairs SECONDED by Selectman Barnes.

VOTE: 5-0-0

VI. Town Manager's Report (1:03:00)

1. The window of opportunity to submit petitioned amendments to the Zoning Ordinance will close at 5PM on December 14<sup>th</sup>. Amendments are to be filed at the Selectmen's Office.

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2. Petitioned warrant articles for all other subjects can be filed until 5PM January 10, 2017, in the Selectmen's Office.
3. Please remember that there is no parking between the hours of 1AM and 7AM on any street in Hampton.
4. With snow potentially in the forecast in the near future please remove your trash and recycling cart from the street and sidewalks so they will not be damaged by plowing operations. Carts that are damaged because they are not removed are at the users cost to replace them.
5. Plow operators are reminded that plowing snow across a street is prohibited by Town Ordinance.

## VII. Old Business (1:04:20)

Selectman Griffin: more conversation at the Planning Board and we need to decide what our policy is here on the trash; there are four people on this Board that made the policy; what is the problem now at the Planning Board

Town Manager Welch: my reading of the minutes indicates is they would like to pick up all the trash in Town; it is nebulous and they did not come right out and say it, but they were concerned that this policy should not continue and trash should be picked up on every condominium

Selectman Griffin: so is the Planning Board trying to make the policy

Selectman Waddell: no, some members of the Planning Board said one thing and others felt the other way; they did say it is the Selectmen's choice, they are the ones in charge of the trash and they make the policy. The individual was there talking about redoing his documents, the Planning Board very clearly told him he has the right to do that, and he has to go back to the Selectmen, but the Selectmen 99% will turn him down. There is no way they can say no, but no matter whether they support or do not, it has to go to the Selectmen.

Selectman Bean: the basis of Mr. Welch's research, is if it is in the condominium documents that they have agreed to that in the Planning process and been approved then the Town does not pick it up; our conversation was it is in his condo docs. If it is removed from the condominium docs then we pick it up.

Selectman Griffin: so you are saying we would pick it up if

Selectman Bean: we are not picking it up is because it is on the condominium docs as a condition of the approval of the building and that is the sole basis we do not pick up correct

Town Manager Welch: up until the recent amendment which spoke to new condominiums that were basically conversions of existing buildings that were built directly on the sidewalk, so that you just wheel the carts out and leave them there, with 5 or less

Selectman Griffin: at one time, there was not a 5 or less; how many feet of frontage does he have there. Town Manager Welch: 150-200'

Selectman Griffin: how far apart do the carts have to be by our statute? Town Manager Welch: between 2 ½ and 3' apart.

Selectman Griffin: there are 26 units there. Town Manager Welch: yes 52 carts.

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Selectman Griffin: you could not possibly fit 52 carts there and who wants to look at 52 carts.

Chairman Bridle: we have already discussed this in the spring and we came up with our policy that it would be five or less, and if we do not stick to that we would go down a slippery slope; if we did one we would have to do all of them.

Selectman Griffin: part of that was the Planning Board wanted a firm policy.

Chairman Bridle: if we were to do this, we would need at least two or three more trash trucks to pick up condominium barrels and would need 4-6 more employees; if the Town people want us to pick up condominiums then the only logical way to do it is have a warrant article with a cost associated to that.

Selectman Griffin: it would be for everybody, not just one; is it possible for us to take a vote to reaffirm the policy.

Selectman Griffin MOTIONED to reaffirm the Condominium Trash Pick-up Policy  
SECONDED by Selectman Barnes.

VOTE: 3-1 (Waddell)-1 (Bean)

Selectman Waddell: there is still the issue of the cost; person in a condominium is still paying the same taxes as a person not in a condominium. That is the argument that he had; you can say it is too expensive to do I agree with that, but I am paying taxes the same as you are paying taxes and not getting the same services that you get; I agree if it is in the docs that is one thing.

Chairman Bridle: it is in the docs because when it goes to the Planning Board.

Chairman Griffin: we have a very liberal policy; there are not any Towns that pick up trash at condominiums.

Selectman Waddell: I agree with you, but we passed the warrant article to say we are going to pick up trash.

Chairman Waddell: continue to pick up trash, as we were, not changing our past position.

Selectman Griffin: nothing about condominiums.

Selectman Waddell: all I am saying there is an argument.

Selectman Griffin: this is something the Board has faced all 13 years, so I think we should reaffirm the policy.

Chairman Griffin: I agree with the policy, anything under five we will do as long as they bring them out to the street, anything over that no.

Town Manager Welch: I just want to qualify it; we have a lot of condominiums with two units, but have to take care of their own. You cannot go back in time and change it according to the constitution of the State; it goes forward from that point in time and you cannot change what is filed at the registry of deeds for the condominium docs. The Planning Board made it a condition of approval; caution the Board we should not be changing the way the condominium documents run because it is less than five. If it is currently required we should be doing what is required in the condominium documents or eliminate them all; it is either what is recorded at the registry or it is not; I do not think we should get into that slippery slope.

Selectman Waddell: so what you are saying is the less than five do not hold water.

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Town Manager Welch: it holds water from the date you made that amendment.ms

Selectman Griffin: before the rule was made, we did pick up others.

Town Manager Welch: we pick up lots of condominiums, because the Planning Board did not put the restriction requirement on.

Chairman Bridle: now we require that.

Town Manager Welch: the Planning Board has required it to be on the condominium documents at this point, they do not have to require that. The statute says the Town shall provide a place for people to deposit their solid waste; we do not have to have a transfer station, we do not have to collect trash; we do something a lot more extensive than that.

Selectman Bean: talked about legislative efforts looking for co-sponsors, 1198 is the repeal, 7274 in accordance with the legislative agenda with the NH Municipal Association. Bill has been introduced to take a look at the Hampton Beach State Parks; see DRED website; the State parking system is not operated properly; myriad opportunities for the real estate.

1. RSA 32:5, V and 40:13, V-a Vote to Require Tally Votes on all Warrant Articles (1:49:11)

Attorney Gearreald: every year for the last several years, the Board has voted on this question, so I am bringing it up so you can vote on it if you wish. The statute provides that if the governing body was to vote then all votes dealing with warrant articles have to be tally votes that would include both the Board of Selectmen and the Budget Committee for whatever

Selectman Waddell MOTIONED to implement RSA 32:5, V and 40:13, V--a Vote to Require Tally Votes on all money Warrant Articles SECONDED by Selectman Bean.

VOTE: 5-0-0

VIII. New Business (1:22:10)

1. Selectmen's Policy on Right to Know Request Procedure

Attorney Gearreald: recent rulings by NH Superior Court and Rockingham County Superior Court concerning the right to know law, especially electronic records; this procedure calls for a uniform equitable procedure where people direct their requests to one place, which would be the Selectmen's Office and then they can direct to the appropriate department to respond to the inquiry. It also addresses a procedure approved by the Rockingham County Superior Court requiring when you have an electronic format record, not answered on line, but answered through a thumb drive at Town cost.

Town Manager Welch: the Rockingham County Superior Court had a case of a number of instances where people have come in and used an electronic medium, such as a thumb drive. However, we will provide you at our cost a thumb drive, as they could plug theirs into our system and it could be a contaminated one, which would contaminate our system; we would download the information you requested for you.

Selectman Barnes: so we would give them a thumb drive at our cost



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Town Manager Welch: yes, it would be a sealed thumb drive; information is loaded onto the thumb drive and then charged at our cost of the thumb drive. They would have the choice of bringing one in that is still in a sealed container.

Chairman Bridle: thinks it is a good idea; a great policy; already approved in the courts.

Town Manager Welch: we put the charges in here the court approved, which is 50 cents per page.

Selectman Waddell: I agree 100%; want to make sure it is available to the people, and can get the information; they pay the 50 cents, which is not exorbitant.

Selectman Waddell MOTIONED to APPROVE the Selectmen's Policy on Right to Know Request Procedure SECONDED by Selectman Barnes.

VOTE: 5-0-0

## 2. Purchasing Policy Waivers

### a. Salt for 2016-2017 Winter Season Permission to Tack onto State Bid

Town Manager Welch: the State bids this out annually and Towns are invited to participate in the bid process provided the Selectmen votes to do so; use the State bid price. Director Jacobs: same price as last year, no change.

Selectman Griffin MOTIONED to APPROVE the Salt for 2016-2017 Winter Season Permission to Tack onto State Bid SECONDED by Selectman Bean.

VOTE: 5-0-0

### b. 2016-012 Sodium Hypochlorite §718-4.B(2) [Less than three bids]

Deputy Director Hale: it went out to six companies, but only received one bid.

Selectman Griffin MOTIONED to APPROVE the waiver form Purchasing Policy for Bid 2016-012 Sodium Hypochlorite §718-4.B(2) SECONDED by Selectman Barnes.

VOTE: 5-0-0

### c. 2016-013 Sodium Bisulfite §718-4.B(1) 2-year \$80,000

Deputy Director Hale: went out to nine vendors; we received three bids; asking for approval

Selectman Griffin MOTIONED to APPROVE the waiver form Purchasing Policy for Bid 2016-018 Spot Herbicide §718-4.B(2) SECONDED by Selectman Waddell.

VOTE: 5-0-0

### d. 2016-015 Contracted Electrician Services §718-4.B(2) [Less than three bids]

Deputy Director Hale: went out to eight different companies and we received two bids; multi-year contract

Selectman Bean MOTIONED to APPROVE the waiver form Purchasing Policy for Bid 2016-015 Contracted Electrician Services §718-4.B(2) SECONDED by Selectman Waddell.

VOTE: 5-0-0

### e. 2016-018 Spot Herbicide §718-4.B(2) [Less than three bids]

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Deputy Director Hale: went out to ten different vendors; one came back undeliverable; received one bid; multi-year contract.

Selectman Bean MOTIONED to APPROVE the waiver form Purchasing Policy for Bid 2016-018 Spot Herbicide §718-4.B(2) SECONDED by Selectman Waddell.

VOTE: 5-0-0

f. 2016-019 Line Stripping and Pavement Markings §718-4.B(2) [Less than three bids]

Deputy Director Hale: went out to ten vendors; two vendors replied; multi-year contract.

Selectman Waddell MOTIONED to APPROVE the waiver form Purchasing Policy for Bid 2016-019 Line Stripping and Pavement Markings §718-4.B(2) SECONDED by Selectman Barnes.

VOTE: 5-0-0

g. 2016-020 Snow Plowing §718-4.B(2) [Less than three bids]

Deputy Director Hale: went out to ten contractors; received one bid.

Director Jacobs: same vendor we have had the last two years.

Selectman Waddell MOTIONED to APPROVE the waiver form Purchasing Policy for Bid 2016-020 Snow Plowing §718-4.B(2) SECONDED by Selectman Barnes.

VOTE: 5-0-0

### 3. Request for Four-way Stop Signs at Acadia and Thorwald and Speed Bumps

Selectman Bean: people should slow down, many children; congested; dangerous spot.  
Director Jacobs: at that location it is warranted.

Selectman Barnes: I think the actual speed bump would be required to slow people down; the stop signs would help.

Chairman Bridle: no problem putting a stop sign there; as for the speed bump it should go to the Police Department first.

Selectman Bean MOTIONED to APPROVE the request for Four-way Stop Signs at Acadia and Thorwald SECONDED by Selectman Waddell.

VOTE: 5-0-0

Selectman Waddell MOTIONED to open up discussion for the speed bump SECONDED by Selectman Barnes.

Selectman Waddell: speed bumps can be taken up in the winter; I agree with Rusty that it should be discussed with the police.

Chairman Bridle: we have five months before we could put one down anyway, so in that time we can forward Sarah's name to the Police Chief.

Selectman Griffin: I think it is something we should leave in control of the police department.

Selectman Waddell rescinded his motion.

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#### 4. Extend School Speed Limit on Winnacunnet Road

Chairman Bridle: the suggestion was to extend the school 20 MPH speed limit from where it is now before the school down to about Mr. Bean's house across from the Fire Station

Selectman Bean: I would extend that to where WHS ends.

Town Manager Welch: we should arrange to have flashing lights out there; battery/solar powered one.

Chairman Bridle: can we get a price. Director Jacobs: yes.

Selectman Bean MOTIONED to APPROVE to extend the school zone from before Centre School on Winnacunnet Road to the end of school zone at Winnacunnet High School  
SECONDED by Selectman Barnes.

VOTE: 5-0-0

#### 5. Request for Removal of all the Pine Trees on Academy Avenue

Town Manager Welch: we received a letter; planted as memorial trees and they are healthy.

Selectman Bean: beautiful trees and I do not support any motion to cut down any of them unless they are diseased or a safety hazard.

Director Jacobs: the request from one of the residents was due to branches falling down; we do get called 1-2 times per season; I am hesitant to take them down.

Town Manager Welch: no reason to take the trees down.

#### 6. Discussion of Draft Warrant Articles (1:50:47)

##### Article #37 - Library Draft Warrant

Chairman Bridle: Library Draft Warrant Article #37: to add windows to the children's room at the Lane Memorial Library for \$43,525.

Director Cooper: the room is 1/3 above ground, with 2/3 below; three spaces for windows.

Selectman Waddell: we will have a huge amount of warrant articles this year; we need to be careful.

Chairman Bridle: you think it is not the right year.

Selectman Griffin: might not be the right year for some of the big ones also.

Chairman Bridle: I am in favor of leaving it to the voters.

Selectman Bean MOTIONED to MOVE the Library Draft Warrant Article of \$43,525 to Town Meeting  
SECONDED by Selectman Griffin.

The Selectmen support this article.

VOTE: 4-1(Waddell)-0

Director Jacobs: in regards to Selectman Waddell's comments: years ago, a prior director would look at all the things that we would come up with and he would decide what 2-3 would come forth, I disagree, I think we should uncover all manner of situations and with permission of the Manager develop warrant articles. You would not disappoint us if the majority of these did not go forward due to the large size of the tickets; you have the final say; I have put down our rating system of high, medium and low in regards to the needs.

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### Article #12 - Church Street Force Main

Town Manager Welch: this is an estimated cost, not a final engineering cost

Chairman Bridle: \$3,100,100 for the purpose of construction the upgrades and replacements of two old under sized waste water force mains; to be constructed along Route 101; use municipal bonds or notes; 3/5 vote required.

Selectman Griffin: what do you think the estimate is going to be for the wall at Bicentennial?

Director Jacobs: will approach \$2,000,000

Selectman Griffin: I see only one of these things that the Board should get behind.

Chairman Bridle: let's stick with this.

Selectman Griffin: that is how I feel, so I will not be voting for this.

Selectman Waddell: what is the importance to this; is this something if we do not do it that the State is going to come in and say, we have to do it anyway.

Director Jacobs: I do not know.

Selectman Waddell: if we have another leak, what is the probability of them saying fix it, or now change it.

Director Jacobs: they would probably issue an administrative order; we are on record of having an incident; we have had our notice, not only from the State level but also from the federal level that there would be consequences of not having addressed; you cannot knowingly avoid an issue that you know potentially is going to contaminate the environment.

Selectman Griffin: how many other Towns has the State taken that heavy-handed action that you know of? Director Jacobs: 3-4 for failing to take action.

Selectman Griffin: we are on record for having taken action and we are on record that we know what to do if it was to happen again; take into consideration the seawall or Route 1; maybe next year would be a better time.

Selectman Bean: there are billions of dollars in property down there; the business community in this Town would be paralyzed if we did not act; this is the most important warrant article on this table; this is the result of people never investing in infrastructure.

Selectman Barnes: I agree with Phil Bean; what was the cost when we had to repair the pipe.

Deputy Director Hale: \$122,000 to get to the pipe; \$7,000 to fix it.

Chairman Bridle: if we go forward with this, we can bond this for 30 years; if we do not do this, and the pipe fails and the State bills us to fix it, could we bond that.

Town Manager Welch: it will show up on the tax bill in one lump sum set at the time the tax rate is set, if they are nice, they will give you the SRF and let you bond it for 30 years.

Chairman Bridle: we cannot camera or clean as it is too long; we have no way of telling if it fails; I think now is the time to do this.

Attorney Gearreald: from a liability point of view we were extremely lucky to be able to fix this off-season; we would be facing many claims for damages and we want to avoid a health concern; we have one of the cleanest beaches in the country.

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Town Manager Welch: it is my understanding that we are going to bid this out before Town meeting, so we have an actual cost, so the figure of \$3,207,000 is tentative.

Selectman Bean MOTIONED to MOVE the Church Street Force Main Warrant Article of \$3,207,000 to Town Meeting SECONDED by Selectman Waddell.

The Selectmen support this article.

VOTE: 4-1(Griffin-0

Article #13 – Lafayette Road Sewer

Selectman Waddell: \$1,100,000 to replace the sewer main on Lafayette Road from the intersection of High Street to the intersection of Towle Avenue to Winnacunnet Road; 30 year bond or note; 3/5 vote necessary

Selectman Griffin: I do support this.

Selectman Waddell: this affects uptown restaurants and businesses. Deputy Director Hale: this pipe goes past Old Salt, Route 1 and High Street.

Chairman Bridle: these pipes were put in 1934 and 1982; pieces missing; we are at fault in not maintaining our infrastructure.

Selectman Bean: interest rates are very low; parts of pipe has no top; long overdue.

Selectman Barnes: this pump is just as important as the marsh pipes.

Selectman Griffin MOTIONED to MOVE the Lafayette Road Sewer of \$1,100,000 to Town Meeting SECONDED by Selectman Waddell.

The Selectmen support this article.

VOTE: 5-0-0

Article #14 - Replace Bicentennial Park Seawall

Selectman Waddell: \$1,000,000; municipal bond; 3/5 vote required.

Town Manager Welch: the director said it was close to \$2,000,000.

Deputy Director Hale: the engineers are diligent putting it together; review options.

Selectman Griffin: what is the importance to replace the wall? Deputy Director Hale: the wall is two layers; inner wall is crumbling; wall not embedded

Selectman Griffin: what level of importance do you attach to it? Deputy Director Hale: high.

Director Jacobs: if we have a major nor' east storm with a lot of wave action, the wall could fail.

Selectman Waddell: are we talking about the possibility that the wall could collapse. Director Jacobs: it would settle in place and the soil around it would erode allowing ocean water onto Route 1A.

Town Manager Welch: a lot of homes and condominiums down there.

Selectman Bean: an interoffice memo from Deputy Director Hale states that the existing seawall has a marginal factor of safety and stability; people bring their children down there and sit on the wall; should shut down and post it; liability issues; ominous threat. Dozens of tons of failing concrete sitting on soft sand; top priority; needs to be shut down and posted; safety issue.

Chairman Bridle: what is the preliminary figure? Deputy Director Hale: do not have a final figure, but a placeholder of \$2,200,000; will fence off and no trespassing signs will be placed.

Chairman Bridle stated the motion is to accept the preliminary figure of 2,200,000 for the replacement of the wall.

The Selectmen support this article.

VOTE: 5-0-0

Article #20 – Refuse Collection Trucks, Transport Semi-Trailers and Other Equipment

Chairman Bridle: \$1,300,000 for the purchase of replacement equipment and materials; 4 double arm automated heavy duty refuse collection trucks and 4-100 cubic yard hydraulic Ram solid waste transfer vehicles and 1 yard tractor and 1 professional high pressure steam cleaner; 30 year bonds or notes.

Town Manager Welch: does the department still want to proceed with this or modify it. Deputy Director Hale: it needs to be modified; it was modified from a previous version.

The Board will discuss this when it comes back.

Article #21 - Winnacunnet Road Complete Street and Highway Sidewalk Projects

Chairman Bridle: raise and appropriate the sum of \$1,000,000 such appropriation to be offset from the reimbursement from the transportation alternative program TAP. Funding estimated at \$800,000 for the purpose of constructing ~~a complete~~ street improvements along Winnacunnet Road including the creation of new sidewalks on both north and south, pedestrian crossings, traffic calming techniques, landscaping and new signage from Centre School to Mill Road and the construction of a new sidewalk along the north side of High Street from Toby to Five Corners where there is none as recommended by the Safe Routes to School plan; bond 30 years; 3/5 vote required. The TAP funding is a reimbursement project, the project total is estimated at \$1,000,000, however, upon reimbursement it is expected that the total cost of the project would be \$200,000.

Deputy Director Hale: we submitted this project to the State; they have not made final decisions; we were told we would know in December.

Chairman Bridle: we would have to appropriate all of it, but would get \$800,000 if we are approved.

Selectman Waddell: if we are not approved then we pay the million. Deputy Director Hale: yes, if the voters choose to move forward with the warrant article.

Selectman Bean: can we make the warrant article subject to the reimbursement; move to amend the article subject to the approval of the TAP grant.

Town Manager Welch: yes, not a problem; need to take the quotation off the word complete, complete street as a program implies that there will be no parking on the street. Deputy Director Hale: change it to street improvements; constructing street improvements.

Chairman Bridle MOTIONED to MOVE the Winnacunnet Road Street Improvements and Highway Sidewalk Projects of \$1,000,000 to Town Meeting contingent upon receiving grant SECONDED by Selectman Waddell.

The Selectmen support this article.

VOTE: 5-0-0

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#### Article #22 - Paving Highway Block Grant

Raise and appropriate sum of \$650,000 for improvements of streets: Ann's Lane, Merrill Industrial Drive, and Drakeside Road; to be offset by grant of \$307,854.

Deputy Director Hale: Drakeside Road would be done in conjunction with removing railroad trestle abutments and roadway reconstruction.

Chairman Bridle: that trestle has been flooding.

Selectman Bean MOTIONED to MOVE the Paving Highway Block Grant of \$650,000 to Town Meeting SECONDED by Selectman Barnes.

The Selectmen support this article.

VOTE: 4-0-1(Griffin)

#### Article #24 - Vehicles

Chairman Bridle: raise and appropriate sum of \$350,000 for the purchase of replacement vehicles: 1-ton truck; 1 sidearm packer.

Selectman Waddell MOTIONED to discuss the Vehicle Article SECONDED by Selectman Bean.

Director Jacobs: this follows the CIP plan we put together.

Deputy Director Hale: we have been facing significant challenges with the maintenance of the sidearm packer; one vehicle has been down three weeks; demand is increasing; solid waste issue; one ton is to replace the oldest in the fleet.

Director Jacobs: in the last five years, these three one-arm packers have cost us in excess of \$200,000 for maintenance.

Town Manager Welch: since we pulled the other article, why don't we pull this and work them together, so we can end up with a total solution.

Chairman Bridle: we will hold off on this Article

#### Article #25 – Road Improvements Capital Reserve Fund

Chairman Bridle: raise and appropriate the sum of \$300,000 to added to the Capital Reserve Fund.

Director Jacobs: I support and have targeted that the end of this year the fund will be \$1.2 million in it; end of December 2017 would have \$1.5 million

Selectman Griffin MOTIONED to MOVE the Road Improvements Capital Reserve Fund of \$300,000 to Town Meeting SECONDED by Selectman Barnes.

The Selectmen support this article.

VOTE: 5-0-0

#### Article #26 - Asset Management and Storm Water and Wastewater Assets

Chairman Bridle: to raise and appropriate the sum of \$60,000 to assist the DPW in the development of an asset management program; to be offset by \$60,000 in the principle load forgiveness under NH Department of Environmental Services Clean Water; State Revolving Fund

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Deputy Director Hale: gone through process and received quotes; State willing to give \$60,000 in loan forgiveness; to implement program we borrow \$60,000 and they give \$60,000 back.

Selectman Barnes MOTIONED to MOVE the Asset Management and Storm Water and Wastewater Assets of \$60,000 to Town Meeting SECONDED by Selectman Waddell.

The Selectmen support this article.

VOTE: 5-0-0

Article #27 – 3 new DPW Employees

Chairman Bridle: to raise and appropriate the sum of \$68,000 for the purpose employing and equipping three full time employees for the DPW

Director Jacobs: this is a similar warrant article the last three years; it never made it forward to the Town warrant article; 12-13 weeks during the summer, the Town does not have a highway department as everyone is on solid waste. We pick up just under 15,000 carts per week; I do not have anyone to go around and trim brush and put up signs; hourly wage not health insurance/benefits or anything else.

Selectman Bean: there are many subcontractors for services without pension/benefits; I do not support putting full time employees to put up signs and cut brush at this juncture.

Selectman Waddell: I agree with Selectman Bean, which I hate to because I know you need the people; solid waste pick up is overwhelming the Town; this needs to be looked at.

Chairman Bridle: this is the 3<sup>rd</sup> time this has come up and there work is not getting less, it is getting more and stuff is not getting done. Our engineer was out picking up trash this summer; you are hearing signs, but it is also potholes; we cannot keep letting go all the projects; we have heard this is the one department that needs the manpower. I support this warrant article.

Selectman Barnes: when was the last time that we staffed public works? Director Jacobs: I have been here five years and we are still at 41 employees.

Selectman Barnes: and now we have potential development in the western part of Town; I think we should put it out there and let the Town look at it again. I support this article to go to Town meeting.

Chairman Bridle: how many new roads, houses, and sewer lines have we put in the past 5 years?

Selectman Bean: the number of \$68,000 is not the true cost.

Selectman Waddell: why should DPW solely deal with trash; \$68,000 does not include benefits.

Selectman Bean: that figure could double; Mr. Welch what is our responsibility to taxpayers to put \$68,000 for three people; around \$22,000 per person, then the pension contribution is 7.4 points which is another \$5,400; health insurance is another \$60,000 and we have an obligation to have the true costs in the warrant article

Chairman Bridle: send it back and see what the true costs would be.

Selectman Barnes: what about part time.

Selectman Griffin: that is what the \$68,000 looks like, part time.

Selectman Barnes: I know 1-2 candidates that would be interested in part-time work.



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Director Jacobs: a couple of years ago we had two part-time people, but melded those into one permanent position; we do use a few part-time positions; that maybe a partial solution to hire part-timers.

Chairman Bridle: we will pull and come back to this.

Town Manager Welch: why don't we come back with the cost to contract the work out?

Article #28 – Maintenance, Repair and Reconstruction of Sidewalks

Chairman Bridle: raise and appropriate the sum of \$25,000

Selectman Barnes MOTIONED to MOVE the Article for Maintenance, Repair and Reconstruction of Sidewalks of \$25,000 to Town Meeting SECONDED by Selectman Waddell.

The Selectmen support this article. VOTE: 5-0-0

Article #29 - Wastewater Treatment Plant Energy Audit

Chairman Bridle: raise and appropriate the sum of \$16,060; will be offset under a principal loan forgiveness for \$16,060 under the NH Department of Environmental Services revolving fund; again, this is a loan that we need to apply for and then will be reimbursed. Deputy Director Hale: yes.

Selectman Waddell MOTIONED to MOVE the Article for Wastewater Treatment Plant Energy Audit of \$16,060 to Town Meeting SECONDED by Selectman Barnes.

The Selectmen support this article. VOTE: 5-0-0

Article #30 – Household Hazardous Waste Collection

Chairman Bridle: appropriate the sum of \$15,000 to conduct a Hazardous Waste Collection day, Hampton Falls and New Castle to participate at their own expense.

Director Jacobs: we had 203 participants this year.

Selectman Bean MOTIONED to MOVE the Article for Household Hazardous Waste Collection of \$15,000 to Town Meeting SECONDED by Selectman Waddell.

The Selectmen support this article. VOTE: 5-0-0

Selectman Waddell: have we ever looked at contracting waste pick-up. Director Jacobs: 5 years ago, we did, but if the drivers maxed out on the hours halfway through Friday they just went back to the landfill and ended their day, so certain streets were missed; that is what prompted the Town. I started a study and still am gathering information.

Chairman Bridle: we picked up the refuse and they picked up the recyclables. Director Jacobs: we may try to bid it out again, just to see if it is worth it.

Selectman Bean: in terms of the affordable care act, we keep a tight lid on the 32 hour limit; other departments in Town have part-time employees; sensitive to the issue of full time employees. A young man could marry a woman with four kids and go to a family plan; I cannot support for that skill level that type of indulgence out of the taxpayers' pockets.

Selectman Griffin: Hampton has a history of hiring people during the summer.

7. Requests of Budget Committee

a. Money Warrant Articles

Town Manager Welch: if the Board approves I will be happy to send on the warrant articles you have tentatively approved

Chairman Bridle: that is fine by me – The Board agreed

b. Hampton Police Dept. Inquiries on Private Details

Town Manager Welch: With the Board's permission, I will get together with the Chief of Police and he can answer those questions.

Selectman Bean: what are the questions? Town Manager Welch: I do not know, I have not been asked yet.

Selectman Bean: are they operational or accounting and finance. Town Manager Welch: I think they are assignment operational; members of the Budget Committee feel the Chief should not be assigning himself details anywhere or anytime; they had quite a discussion on that.

Selectman Griffin: the Chief of Police should be here to discuss it.

Selectman Bean: we have a SOP by this Board for lines of communication requests that go from the liaison.

Selectman Barnes: it does not go that way.

Selectman Bean: that is how we roll; it was voted on by the Selectmen; we are happy to provide information, but there are formal lines of communication and the secondary issue of the Budget Committee does not do operations. The Budget Committee does not pass judgement on what the Chief of Police decides to do with his operational capabilities; if we have operation inquiries from the Budget Committee, it is not happening.

Town Manager Welch: these are operational.

Selectman Waddell: I agree 100% with Phil, if it is a budget issue pass it right on; if it is an operation issue they should not be involved.

c. Cemetery Budget Inquires

Town Manager Welch: I suggest we send a message back to the Budget Committee telling them they should correspond with the Cemetery Commissioners if they have questions on their budget.

d. Default Budget Inquires

Town Manager Welch: they have not enumerated any inquiries about the default budget, other than they do not like it. They need to send this Board a missive telling them exactly what, through the channels, exactly what their inquiry is and they have not done that.

Selectman Barnes: that is fine through the channels, but when Mary-Louise emails other people, we should just ignore it then, because it is not going through the property channels.

Town Manager Welch: those were the previous instructions through the Board.

Chairman Bridle: We set the default budget, not any other department, or any other person; the Board of Selectmen sets it. If they have questions on the default budget then they should come through the representative on the Budget Committee.

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Town Manager Welch: that is correct; they should be very specific in nature.

#### IX. Closing Comments

At 10:25 PM, a MOTION was made by Selectman Waddell, seconded by Selectman Bean, and voted unanimously by roll call to go into a non-public session under RSA 91:A:3, II (c) (e). [Reputation and Litigation].

Also Present

Town Manager Frederick Welch  
Town Attorney Mark Gearreald  
Public Works Director Chris Jacobs

On motion made by Selectmen Waddell, seconded by Selectman Barnes, passed unanimously by the Board, the non-public session was adjourned and the public session was rejoined at 10:49 PM.

Once back in public session, on motion made by Selectman Waddell, seconded by Selectman Barnes, the Board at 10:50 PM voted unanimously under N.H. RSA 91-A: 3, III to seal the minutes of the non-public session on grounds that release of same could adversely impact the reputation of a person and could jeopardize the effectiveness of the action to be taken.

#### X. Adjournment

At 10:50 PM, the Board adjourned the public session on motion of Selectman Waddell, seconded by Selectman Barnes, which passed unanimously.

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Chairman